INDEX VOL 46 1990

AUTHORS

Acres D 189
Allam D 176
Ashworth A 70
Astill M 3, 48
Bartle R 204
Begg K 224
Broadbent B 22
Brook Ross R 130
Burrows D 80
Buxton L 125
Colin J 164
Curtis S 168
Davies M 78
Davies R 156
Denne J 213
Faulkner D 37
Gelsthorpe L 130
Gibson B 127
Green A 191
Harris J 17
Head m 190
Horsman R 25, 36
Hosking J 56
Howard M 128
Johnson M 196
Jones R W 33, 73
Kidner D 149
Kitely R 58
Korner E 134
Laughland V 215
Leggetter D 99
Little M 209
Lochhead S 181
Lomax I 120
Mackay Lord 100
Mason P 212
Moharty K 62
Morris A 170
Noakes M 136
Osler A 148
Read G 145
Samuels A 8, 50
Thomas H 146
Thomson R 185
Tunnard J 186
Vaines P 223
Verbov J 22
Ward M 147
Wheeler J 144
Whitmore C 4

Acid House Parties 15 175
Addison, Sir W 222
Adjournments 44 139
Adoption 88 106 155 188
Alternative Systems of Juvenile Justice (Denne) 213
Applying the Range of Punishments (Jones) 33 73
Arrest 23
Assault 24 44 107 132 154 174
Association — Administration 76
Annual General Meeting (1989), follow up 97 117
Annual General Meeting (1990), elections, report, resolutions 228
capitation fee 118
Chairman's AGM address 220
Chairman's forum 164
Chairman's honour 116
Chairman's reception 16
Chairman's review of key issues 56
Charter and Byelaws 117
china plate 225
clarification of Association's role 18
coat of arms 196
consultations 140
Council meeting 76
Council members et al issue 1 i - v
Data Protection Act 1984 and the Magistrates' Association (Kiteley) 58
Europe, effect on magistracy 143
finance 57 76 140
glassware 93 116
magistracy 140
membership, records and subscriptions 117
new Chairman 221
new members 14 74 114 138 162 182 202 230
new membership department 3
officers, past and present 30 34
Presidential Address 205
responses to Government documents 140
training role 228
Vice-Presidents 222 225
Attendance Centres 119

Badgers, protection of 117
Bail — applications 174
hostels 30 119
information schemes 35
'Thoughts' on 158
Ball, Mrs C 15
Before You Sentence a Young Man to Custody' (Samuels) 50
Blasphemy 106
Board of Visitors adjudications 40
Books received 135 227
Book reviews 91 113 135 161 180 201 226
Branch finance 57
Branch meetings/news 8 27 33 40 43 53 74 93 133 138 162 202 230
Breach of peace 24
Breach of Protection Orders 133
British Criminal Justice symposium 109
Burden of Proof, The (Vaines) 223
Burrows, W 59
Byelaw offences 155

Case stated 23 45 106
Central Council, Magistrates' Courts Committees 18 32
Certificate in Criminology 142
Changing Role of a Probation Committee, The (Thomas) 146
Children — abduction 175 219
access to children in care 219
care proceedings: hearsay 68
nature of 143
charge and control of children in care 45
'Child Abuse Trends' 30
child cruelty 132
Children Act training 143 188 207 208
'Child's Welfare Shall be the Courts' Paramount Consideration', The (Thoburn) 187
Countdown to the Children Act 1989 75 82 102 143 168 186 187
custody 45 155
giving evidence 86

indecency 46
Citing cautions in court 126
Clerks' liability for damages 15
Commonwealth Magistrates'/Judges Conference bursary 2 178
Community Charge 98 120 142 152 192
Community Service assessed 36
Community Service Orders (see Sentencing of Offenders Committee)
Compensation Order, ceiling on 229
Computer hacking 137
Conciliation service 9 119
Conduct of trial 12
Conferences 1990 2 58 72 74 81 119 141 142
Reports 109 112 164 184
Conspiracy abroad 218
Costly Distraction, A (Read) 145
Costs 12 132 133
Consultation, lack of local involvement 193
Contempt of court 24
Court clerks 14 15 98 119 229
Court Taking Command (Körner) 134 150
Cricket 178
Crime, Justice and Protecting the Public (White Paper) 61 70 203
Criminal Injuries Compensation Board 30
Criminal Justice Act 1988 175 203
Criminal Justice System (see Managing)
Criminal Records (see New Agency)
Criminal Statistics 1988 1
Crockatt, D A 109
Cropwood Fellowship Awards 1991 109
Crossword 72 88 89 114 137 160 182 199 225
Crown Prosecution Service (Green) 191
Custody 6 22 40 45 50 77 133 220
Custody or Bail 29
Customs and Excise prosecutions 106

Dangerous dogs 23
Data Protection Act 1984 (see Association) Deeds of Covenant 57
Defence Advocate's Duty, The (Samuels) 8
Definitions, 'client to probationer' 150
Delays 25 28 66 87 105 106 109 139 142 198
Domestic Proceedings —
access 87
care orders 12
duty to give reasons, hear guardian 6
hearsay evidence 143
justices reasons in disputed custody 45
lump sum payments 12
maintenance 46 155
meaning of 'guardian' 7
police/custody disputes 6
prejudicing evidence 6
welfare reports 88
Dominican Experience (Noakes) 136 173
Drink/driving (see Road Traffic)
Drugs 22 45 51
Drug Test Delays 105
Drunkenness 1988 36
DVLC, direct access 109

Editor, The Magistrate 15
Editorial Advisory Panel 116
Effects of Treatment in Security for Very Difficult Adolescents, The (Little) 209
Electronic monitoring 35 48 144 145 217
Enforcing the Community Charge. Who Pays the Legal Costs? (Lomax) 120 142 152
Ethnic Monitoring 163 216
Evaluation of Factual Disputes in Courts 1991 conference 222
Evidence —
admissibility 66 68
admission of other offences 12
admissions to doctor 194
children giving evidence 86
co-defendant's plea 66
compensation 24
computer print-outs 107
confessions 194
confessions by mentally handicapped defendants 107
cross-examination pending charges 12
defendant not giving evidence 66
dismissing information 45
documentary evidence 86
excluding unfair evidence 23 24 86 106 107 133 194
expert witness 175
frightened witness 133
good character 86
hearsay 68
hostile witness 13
identification 12 66 86 155 219
informers 13
interviewing wards of court 107
interviews by commercial investigators 133
previous consistent statements 44
recollection 44
re-opening prosecution case 67
similar fact evidence 155 194
soliciting a woman 132
threatening behaviour 24
trial within a trial 13
video evidence 77
witnesses refusing to give evidence 24
Exercising discretion 16
Extradition 23

Fair play, concept of 106
False Trade Descriptions 12 98 107 194
Family Conciliation (Begg) 224
Family Law Review 30
Family Panels 77 168
Famous Drugs and their Misuse — Benzodiazepines (Verbov) 22
Fines —
attachment of State benefits 97
"Can't Pay or Won't Pay" (Morris and Gelsthorpe) 170
fixed penalty increases 88
setting amount 44
unit fines 17 61 127
Fining homeless defendants 192
Firearms 13
First Principles in the Sentencing Exercise (Judge Astill) 3 48
First Asian Woman Life Peer 109
First Woman JP 122
First Woman Magistrate.in the British Empire The (Lochhead) 181

Fishing 154
Fixed penalty fines 88
Food, premises 107
Framing charges 87
Fugitive offenders 46
Future of the Probation Service 17

Gardiner, Lord 105
Green Paper (see Supervision and Punishment)
Guidelines only 1

Harassing Tenants 154
Health and Safety at Work and the Courts (Howard) 128
Hearing Aids 92
Heraldry, The Fascinating World of (Johnson) 196
History of Women on the Bench, A (Broadbent) 122 151
Home Office C2 Division (Head) 190
Honours/Preferments 16 30 109 116 140 142 225
Hopes, Expectations, Obstacles and Frustrations (Thomson) 185
Horsman, E R 36 55 76 85 184
Hosking J 116 225
Humane Way of Keeping People out of Prison, A (Wheeler) 144

Identity, Role and Public Accountability of Magistrates (Lord Chancellor) 100
Inner London Magistrates' Training Conference report 109
Inter Agency Co-operation: Working towards Crime Reduction (Osler) 148
In valediction (Horsman) 36

Janner, Lady 222
Johnson, E A 16
JsP 104 152 193
Judicial Studies Board 40 59
Judicial system, personnel 52 59
Justice Seen/Heard to be done 198
Juvenile justice (see Alternative Systems)
Juvenile Justice Units. A service for Young Offenders? (R.Davies) 156
Juvenile custodial sentences 115
Juveniles in custody 133

Key Issues Review (Hosking) 56

Legal Advice 49
Legal Aid 51 133 206
Licensing —
  gaming machines 118
  transfer of 13
Loss of Earnings 9

Magistrate, The 9 48 56 75 76
Magistrates —
  accompanying police officers on duty 22 68
  age of appointment 150
  age of retirement 173 192 216 229
  allowances 57 77 116
  Any other business? 183
  assessment of chairmen 179 217
  attendance requirements 151
  attitudes to training 9 29
  Bias Rules 110
  courts delays 25 28 106 139 142 198
  courts jurisdiction 106
  curbs on discretion 220
  election of bench chairmen 207 216
  finance 76
  future, lay magistracy 221
  golfing society 34 54 182
  grant/staff increase 222
  harassment, search warrants 57
  Identity, Role and Accountability (Lord Chancellor) 100
  Independence of magistrates 97 132 205
  Inner London Magistrates' Training Conference report 109
  job description 96 152
  liability for damages 15
  Magistrates' Courts Committees and Central Council clarification 18
  Magistrates' Courts and the Probation Service 42
  making magistracy more representative 9
  media 56
  oath taking 158
  pronouncements in court 57 110 179 198
  recruitment of justices 208
  scrutiny of courts 5 49 51 56 76 132 221
  stipendiary magistrates 9 47 85 104 126 173
  teacher magistrates 64 105 127
  training 64 81 206 220 228
  training handbook 59
  Training Officer post re-designated 81
  use of letters 'JP' 137
  wasted training and experience 65
  wider powers for magistrates 10
  young people and magistracy 140 192
Managing the Criminal Justice System (Whitmore) 4 49
Members questions —
  676 — Searching airport passengers 20 65
  677 — Family law: 'rubber stamping' an agreed order 20
  678 — Family law: private and public funding of maintenance 46
  679 — JPs accompanying police officers on duty 22 68
  680 — Giving reasons for decisions in the domestic court 153
  681 — The 'McKenzie' Man 190
Mentally disordered offenders 4 98 107 119 176 193 206
Microphone technique 92

NACRO, The work of 11
NACRO, new leaflet 68
National Association for Guardians ad litem and Reporting Officers 188
National Proof of Age Card, A (Rae) 90
New Agency for Criminal Records, A (Ward) 147
Nineties New-Speak (Mason) 212
Norman, G 81
Nuisance appeals 13
Nun's Prayer 36

Obituaries 2 30 40 164
Ogle, Mrs K 142
Outraging Public decency 154
Overseas Committee Scottish Study Tour June 1991 222

Partnership with Families (Tunnard) 186
Pesticides, Illegal Use of 65

Pirate radio stations 107
Police cautions 39 84 126
Police escorts 104
Police presence, lack of in court 116 150 173
Press (see Supplying Court results)
Prison overcrowding 95
Prison Reform Trust 178
Prison visitors 126
Prisoners, number of 51
Private discussions 45
Private remand centres/prisons 117
Privatisation of the Prison Service 10 98
Probation Issues 42 75 78 119 144-8 173 193
Protection of Vulnerable People in Residential Homes, The (Brook Ross) 130
Protection of Witnesses (Samuels) 172
Publications received 7 38
Punishing Parents 203
Punishments (see Applying the Range)

Qualifications for the Family Panel (Curtis) 168

Race Issues, Policies on 39
Racial Inequality 163
Real Value for Money 28
Recklessness 24 132 154
Relevance of Previous Convictions, The (Bartle) 204
Remand Hearings 77
Rent a Judge 158 193
Reorganisation and its Aftermath 29
Residential Homes (see Protection of Vulnerable People)
Restriction Orders, Football Spectators Act 108
Rights of Entry 198
Rights of Way Act 1990 175
Road Traffic —
- adulterated blood sample 218
- 'Amber Gambler', The 39 84 127
- Appeal, PSV licence 44
- back calculations 86
- blood/alcohol level 12
- blood/urine specimens 23 218
- brakes 155
- breakdown vehicles 86
- breath testing 188
- 'clocking' 49
- Common Approach, A 47
- consecutive sentences 108
- delays (DVLA) 109
- disqualification 45 47
- disqualification as bail condition 9 48 229
- disqualified until test passed 155
- drink/driving 12 23 44 45 46 86 132 218
- drivers' hours 174
- driving whilst disqualified 64 104
- elderly drivers 29 65
- excluding evidence 44
- failing to provide specimen 12 86
- fixed penalty fines 88
- licence withdrawal proposal 143
- medicinal drugs 51
- motorway restrictions 86
- motor vehicle insurance 127 228
- newly qualified drivers 118
- option to surrender licence 193
- Overloaded vehicles (Legetter) 99 151
- penalty points 28 117 118
- print outs (DVLC) 47 85
- reckless/drunken driving 45 87 132
- special reasons 46

Rogue Landlords (see Tackling)
Romanes, Mrs M 225
Rose, Mrs J 221
Russian visitors 118

Scottish Association, Study of Delinquency Tour 1991 178
Scrutiny of courts (see magistrates)
Searching airport passengers (see members' questions)
Seminars 81 134 178 188
Sentencing —
- age of defendant 132
- assaults on traffic wardens 154
- attempting to commit offence 107
- binding over 12 24
- compensation 24 107 218
- compensation order as sentence 23
- consecutive sentences 87 108
- consistency in sentencing 28
- contempt of court 218
- custodial sentences 97 98
- deprivation orders 154
- dishonesty 44 87
- disqualification 45
- false trade descriptions 12
- group violence 24
- ill-treating mental patients 87
- joint enterprise 218
- legal representation 154
- medical condition as mitigation 174
- partly suspended sentences 45
- perjury 87
- 'personality disorder' 45
- previous convictions 9 10
- reduction for co-operation 24
- remands in absence 219
- seditious libel 108
- setting amount of fines 44
- sexual offences 132 194
- TICs 132
- under 21s 44 67 132 154 194
- variation in sentencing 77
- violence to children 13
- young offenders 22 87 97 98

Sentencing: A Way Ahead (Faulkner) 37
Sentencing Exercise (see First Principles)
Sentencing Guide, The 47
Sentencing of the Mentally Disordered (Allam) 176
Sentencing of Offenders Committee Working Party Report 166 217
Sex Shops 174
Social Evils 173
Solvent Abuse (Mohanty) 62 104
Spring Training Conference Report 112
Stand Down Reports 27
Study Tours 1990 2 30 43 58 63 178
Suicide and Self Harm in Prisons (Acres) 189
Summer Training Conference Reports 164 184
Sunday Trading 2 51 174 211
Supervision and Punishment in the Community: Briefing on the Green Paper (M. Davies) 78
Supplying Court Results to the Press (Kidner)

Tackling Rogue Landlords (Burrows) 80
Tagging (see Electronic Monitoring)
Taste, Morals and the Law (Buxton) 125 150
Team Work (Colin) 164
Theft from gaming machines 154
Theft of Treasure Trove 44
Threatening behaviour 24
Times Law Reports (Goodman) 12 23 44 66 86 106 132 154 174 194
Trade Descriptions Act 1968 155
Traffic signal timings 119
Transfer of parental fine responsibility 229
Tree felling 13
Tree preservation 2 48 87
Trevor Gibbens award 59

Under age drinking 90 117
Unit fines —
- One Year On (Harris) 17 65
- The Experience and the White Paper (Gibson) 61 127

Unravelling the White Paper (Ashworth) 70 203

VAD Ladies Club 111
Victim support 222
Violent disorder 44 88
Violent offender 141

Warrant of Entry: specific notice 229
Weapons 24
White Paper (see Crime, Justice)
'Who Cares'? (Laughland) 215
Why the Delay? (Horsman) 25
Witnesses 13 14 172 175
Women on the Bench (see a History)

Young offenders 22 87 97 98 194
Young offenders institutions 108